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Most Recent Summaries

Lalli v. General Nutrition Corp.

February 12, 2016

(United States First Circuit) - In an action brought by a former employee of defendant, challenging his compensation arrangement under the Fair Labor Standards Act (FLSA), 29 U.S.C. sections 201-219, and the Massachusetts Minimum Fair Wage Law, Mass. Gen. Laws ch. 151, sections 1-22, the district court's dismissal of the complaint is affirmed where a compensation structure employing a fixed salary does comply with section 778.114 when it includes additional, variable performance-based commission.

Miranda-Rivera v. Toledo-Davila

February 12, 2016

(United States First Circuit) - In a suit under 42 U.S.C. section 1983 brought by family members of a decedent who died in a police holding cell after being arrested for driving under the influence, alleging that the arresting officers used excessive force against decedent and denied him needed medical care, the district court's grant of summary judgment to defendants on insufficient evidence and qualified immunity grounds, is: 1) affirmed in part as to claims against Superintendent Toledo; and 2) reversed and remanded in part as to claims against Officer Perez and Sergeant Rodriguez.